

~~Rule 4-802. Motion to reinstate small claims proceedings.~~

~~Intent:~~

~~To establish a procedure for reinstating small claims proceedings in cases where one of the parties fails to appear.~~

~~Applicability:~~

~~This rule shall apply to small claims actions.~~

~~Statement of the Rule:~~

~~(1) Any party to a small claims action who has an affidavit or counter-affidavit dismissed for failure to appear may request a hearing to show cause why the court should not reinstate the cause of action.~~

~~(2) The request must be in the form of a written motion supported by an affidavit setting forth the reasons why the party failed to appear and filed within the time prescribed by the Rules of Civil Procedure.~~

~~(3) The moving party shall send a copy of the motion and affidavit to the opposing party and file with the court a certificate of mailing.~~

~~(4) The clerk of the court shall schedule the motion for hearing and notify the parties of the hearing date.~~